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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventors: Kyle Stickle
Appl. No.: 10/772,521
Confirm. No.: 5395
Filed: February 5, 2004
Title: METHOD OF AND APPARATUS FOR
MEASURING JITTER AND
GENERATING AN EYE DIAGRAM OF A
HIGH SPEED DATA SIGNAL

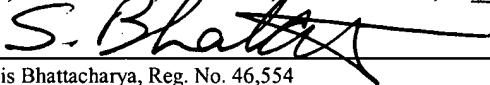
PATENT APPLICATION

Art Unit: 2115
Examiner: Unknown

Customer No.: 23910

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 7, 2004.



(Attorney Signature)
Suvashis Bhattacharya, Reg. No. 46,554
Signature Date: June 7, 2004

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted with this communication in connection with the above-identified application is the following:

- ☒ A Power of Attorney by Assignee Under 37 C.F.R. §§3.71, 3.73(b).
☒ No fee is required with this communication.

Respectfully submitted,

Date:

June 7, 2004

By:



Suvashis Bhattacharya
Reg. No. 46,554

Customer No. 23910
FLIESLER MEYER LLP
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San Francisco, California 94111-4156
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POWER OF ATTORNEY BY ASSIGNEE UNDER 37 C.F.R. §§ 3.71, 3.73(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The below-identified Assignee is the owner of the entire right, title and interest in the above-identified patent application by virtue of an assignment from the inventors.

_____ The Assignment was recorded in the United States Patent and Trademark Office at Reel
_____, Frames ____ - ____, or

✓ _____ A true copy of the Assignment is attached hereto, the original of which has been forwarded
to the United States Patent and Trademark Office for recording.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the Assignee.

Assignee hereby appoints Sheldon R. Meyer, Reg. No. 27,660, Suvashis Bhattacharya, Reg. No. 46,554, and other attorneys of FLIESLER MEYER LLP, Customer No. 23910, to prosecute this application and transact all business in the United States Patent & Trademark Office connected therewith; said appointment to be to the exclusion of the inventor and the inventor's attorney(s) in accordance with the provisions of 37 C.F.R. §3.71.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Please address all correspondence to:

Martin C. Fliesler

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Four Embarcadero Center, Fourth Floor

San Francisco, CA 94111-4156

Telephone: (415) 362-3800

Please direct all telephone calls to:

Suvashis Bhattacharya

Assignee: _____ Anritsu Company

Assignee Type: _____ Corporation

Signor's Name: _____ Stephen J. Vonderach

Signor's Title: _____ Secretary and General Counsel

Signature: _____ Date: MAY 20, 2004



SOLE TO CORPORATE ASSIGNMENT

WHEREAS, the undersigned, Kyle Stickle, a resident of San Jose, California, (hereinafter termed "Inventor"), has invented certain new and useful improvements in:

METHOD OF AND APPARATUS FOR MEASURING JITTER AND GENERATING AN EYE DIAGRAM OF A HIGH SPEED DATA SIGNAL

and has executed a declaration or oath for an application for a United States patent disclosing and identifying the invention, said invention being filed Herewith, and assigned U.S. Patent Application No. Pending.

WHEREAS Anritsu Company (hereinafter termed "Assignee"), a corporation of the State of California, having a place of business at 490 Jarvis Drive, Morgan Hill, State of California, wishes to acquire the entire right, title and interest in and to said application and the invention disclosed therein, and in and to all embodiments of the invention, heretofore conceived, made or discovered by said Inventor (all collectively hereinafter termed "said invention"), and in and to any and all patents, certificates of invention and other forms of protection thereon (hereinafter termed "patents") applied for or granted in the United States and/or other countries.

NOW THEREFORE, for good and valuable consideration acknowledged by said Inventor to have been received in full from said Assignee:

1. Said Inventor does hereby sell, assign, transfer and convey unto said Assignee, the entire right, title and interest (a) in and to said application and said invention; (b) in and to all rights to apply in any and all countries of the world for patents, certificates of inventions or other governmental grants on said invention, including the right to apply for patents pursuant to the International Convention for the Protection of Industrial Property or pursuant to any other convention, treaty, agreement or understanding; (c) in and to any and all applications filed and any and all patents, certificates of inventions or other governmental grants granted on said invention in the United States or any other country, including each and every application filed and each and every patent granted on any application which is a division, substitution, or continuation of any of said applications; (d) in and to each and every reissue or extension of any of said patents; and (e) in and to each and every patent claim resulting from a reexamination certificate for any and all of said patents.

2. Said Inventor hereby covenants and agrees to cooperate with said Assignee to enable said Assignee to enjoy to the fullest extent the right, title and interest herein conveyed in the United States and other countries. Such cooperation by said Inventor shall include prompt production of pertinent facts and documents, giving of testimony, executing of petitions, oaths, specifications, declarations or other papers, and other assistance all to the extent deemed necessary or desirable by said Assignee (a) for perfecting in said Assignee the right, title and interest herein conveyed; (b) for complying with any duty of disclosure; (c) for prosecuting any of said applications; (d) for filing and prosecuting substitute, divisional, continuing or additional applications covering said invention; (e) for filing and prosecuting applications for reissue of any of said patents; (f) for interference or other priority proceedings involving said invention; and (g) for legal proceedings involving said invention and any applications therefor and any patents granted thereon, including without limitation opposition proceedings, cancellation proceedings, priority contests, public use proceedings,

reexamination proceedings, compulsory licensing proceedings, infringement actions and court actions; provided, however, that the expense incurred by said Inventor in providing such cooperation shall be paid for by said Assignee.

3. The terms and covenants of this Assignment shall inure to the benefit of said Assignee, its successors, assigns and other legal representatives, and shall be binding upon said Inventor, said Inventor's heirs, legal representatives and assigns.

4. Said Inventor hereby warrants and represents that said Inventor has not entered and will not enter into any assignment, contract, or understanding in conflict herewith.

IN WITNESS WHEREOF, the said Inventor has executed this instrument on the date as given below and delivered this instrument to said Assignee:

1/30/04
Date

Kyle Atchley
(Inventor's Signature)